



PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Cefali, Eugenio
Serial No.: 08/962,421
Filing Date: 31 October 1997
Docket Number: 50454-56103USCIP3
Title: INTERMEDIATE RELEASE NICOTINIC ACID COMPOSITIONS FOR
TREATING HYPERLIPIDEMIA WHICH EXHIBIT AN IN VIVO STAIR-
STEPPED ABSORPTION CURVE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

REQUEST FOR THREE-MONTH EXTENSION OF TIME

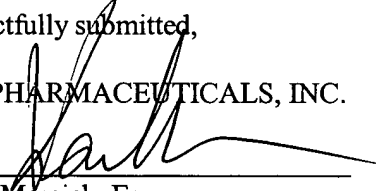
Applicants request a three (3) month extension of time up to and including 19 September 2004 for filing a Response to Office Action Mailed on 19 March 2004, pursuant to 37 C.F.R. §1.111 in the above-referenced case. Please charge the required fee of \$950.00 pursuant to 37 C.F.R. § 1.17(a)(3) to our Deposit Account No. 50-2543. In addition, please also charge any additional fees or credit any overpayment associated with this matter to our deposit account.

As September 19, 2004 fell on a Sunday, this document is considered timely filed.

If there are any questions, please call the undersigned at the telephone number indicated below.

Respectfully submitted,

KOS PHARMACEUTICALS, INC.


Karen Messick, Esq.
Registration No. 46,256
Attorney for Applicants

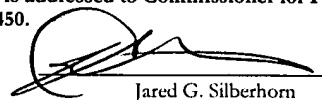
1001 Brickell Bay Drive
25th Floor
Miami, Florida 33131
Tel.: (305) 523 3643
Fax.: (305) 377 4076

Date: 9/20/04

CERTIFICATION UNDER 37 C.F.R. §1.10

I hereby certify that the attached papers are being deposited with the United States Postal service as: Express Mail Post Office to Addressee" Service under 37 C.F.R. §1.10 on 20 September 2004 and is addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Jared G. Silberhorn

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